

**RECEIVED**  
**CENTRAL FAX CENTER** Fay Sharpe Fagan Minnich & McKee, LLP  
1100 Superior Avenue, Seventh Floor  
Cleveland, Ohio 44114-2579  
Telephone: 216.861.5582  
Fax: 216.241.1666  
www.FaySharpe.com

AUG 21 2006

# Fay Sharpe

WE PROTECT YOUR IDEAS.

Date	August 21, 2006	Total Pages: 13
To:	U.S. Patent and Trademark Office	
Attn.:	After Final	
Facsimile No.:	(571) 273-8300	
From:	Michael E. Hudzinski	
Re:	Our Ref.: SVL920010005US1	

COMMENTS**Notice of Appeal**

The documents accompanying this facsimile transmission include information from the firm of Fay Sharpe Fagan Minnich & McKee, LLP that might be legally privileged and/or confidential. The information is intended for the use of only the individual or entity named on this cover sheet. If you are not the intended recipient, any disclosure, copying, or distribution of these documents, or the taking of any action based on the contents of this transmission, is prohibited. If you have received this transmission in error, these documents should be returned to this firm as soon as possible, and we ask that you notify us immediately by telephone so we can arrange for their return to us without cost to you.

RECEIVED  
CENTRAL FAX CENTER

AUG 21 2006

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT(S) : SMITH, et al  
TITLE : TEXT ENTRY DIALOG BOX  
SYSTEM AND METHOD OF USING  
SAME  
APPLICATION NO. : 09/829,721  
FILED : April 10, 2001  
CONFIRMATION NO. : 8452  
EXAMINER : Gregory J. Vaughn  
ART UNIT : 2178  
LAST OFFICE ACTION : March 20, 2006  
ATTORNEY DOCKET NO. : SVL920010005US1

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Applicant hereby appeals to the Board from a decision of the primary Examiner  
mailed **March 20, 2006** finally rejecting claims 2, 3, 6-8, 11-13, 15, 16, 21, and 22.

The items checked below are appropriate:

1. **STATUS OF APPLICANT**

☒ This application is on behalf of other than a small entity.

2. **FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. 1.17(b) the fee for filing the Notice of Appeal is:

☒ other than a small entity \$500.00

3. **EXTENSION OF TERM**

☐ Applicant(s) hereby petition(s) the Commissioner under 37 C.F.R.  
§1.136(a) for a two-month extension of time up to and including August 20, 2006

08/22/2006 HVJUN61 00000102 060308 09829721

500.00 DA  
02 FC:1401

RECEIVED  
CENTRAL FAX CENTER

AUG 21 2006

in which to file the accompanying Notice of Appeal. Payment for the filing of this Notice of Appeal and any appropriate extension of time fees are authorized to be charged to Deposit Account No. 06-0308. Please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.

## 4. TOTAL FEES DUE

The total fee due is:

Notice of Appeal Fee:	<u>\$500.00</u>
Extension of Time Fee:	<u>\$450.00</u>

## 5. METHOD OF PAYMENT

☒ The fees indicated above are authorized to be charged to Deposit Account No. 06-0308.

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & MCKEE, LLP

21 Aug 06  
Date

Michael E. Hudzinski  
Michael E. Hudzinski, Reg. No. 34,185  
1100 Superior Avenue  
Seventh Floor  
Cleveland, OH 44114-2579  
216-861-5582

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence (and any item referred to herein as being attached or enclosed) is (are) being	
<input type="checkbox"/>	deposited with the United States Postal Service as First Class Mail, addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
<input checked="" type="checkbox"/>	transmitted to the USPTO by facsimile in accordance with 37 CFR 1.18 on the date indicated below.
Express Mail Label No.:	Signature: <u>Barbara Brazier</u>
Date: August 21, 2006	Name: Barbara Brazier